

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

IN RE PAYMENT CARD INTERCHANGE  
FEE AND MERCHANT DISCOUNT  
ANTITRUST LITIGATION

MASTER FILE 05-MD-1720

This Document Relates To:

*Old Jericho Enterprise, Inc. et al. v. Visa, Inc.*  
*et al.*, No. 2:20-cv-02394 (E.D.N.Y.)  
(MKB)(VMS)

**MOTION FOR APPOINTMENT OF  
INTERIM CLASS COUNSEL**

**NOTICE OF MOTION AND MOTION**

**TO ALL PARTIES AND THEIR ATTORNEY OF RECORD:**

PLEASE TAKE NOTICE that in the courtroom of the Honorable Margo K. Brodie of the United States District Court for the Eastern District of New York, located at 225 Cadman Plaza East, Brooklyn, New York 11201, Plaintiffs in *Old Jericho Enterprise, Inc. v. Visa, Inc.* will and hereby move the Court, pursuant to Federal Rule of Civil Procedure 23(g)(3), for an order appointing the law firm of Cohen Milstein Sellers & Toll PLLC as interim class counsel.

The motion is based on this notice and motion; the accompanying memorandum of points and authorities in support of the motion; the concurrently filed declaration of Richard A. Koffman, with its exhibit; and the Proposed Order that accompanies this motion. The motion is supported by all Plaintiffs in this action and their counsel; Defendants take no position on the motion.

August 16, 2021

Respectfully submitted,

/s/ Sharon K. Robertson

Sharon K. Robertson

Christopher J. Bateman

**COHEN MILSTEIN SELLERS & TOLL  
PLLC**

88 Pine Street, 14th Floor

New York, NY 10005

Tel: (212) 838-7797

Fax: (212) 838-7745

srobertson@cohenmilstein.com

cbateman@cohenmilstein.com

Benjamin D. Brown

Richard A. Koffman

Matthew S. Wild

Louis R. Katz

**COHEN MILSTEIN SELLERS & TOLL  
PLLC**

1100 New York Avenue, N.W., Suite 500

Washington, D.C. 20005

Tel: (202) 408-4600

Fax: (202) 408-4699

bbrown@cohenmilstein.com

rkoffman@cohenmilstein.com

mwild@cohenmilstein.com

lkatz@cohenmilstein.com

Manuel J. Dominguez

**COHEN MILSTEIN SELLERS & TOLL  
PLLC**

11780 U.S. Highway One, Suite N500

Palm Beach Gardens, FL 33408

Tel: (561) 515-2604

Fax: (561) 515-1401

jdominguez@cohenmilstein.com

Robert W. Cohen  
Mariko Taenaka  
**LAW OFFICES OF ROBERT W.  
COHEN, P.C.**  
1901 Avenue of the Stars, Suite 1900  
Los Angeles, CA 90067  
Tel: (310) 282-7586  
Fax: (310) 282-7589  
rwc@robertwcohenlaw.com

Edward S. Zusman  
Kevin K. Eng  
**MARKUN ZUSMAN FRENIERE  
COMPTON LLP**  
465 California Street, Suite 500  
San Francisco, CA 94104  
Tel: (415) 438-4515  
Fax: (415) 434-4505  
ezusman@mzclaw.com

David Song  
Tracey Kitzman  
**SONG P.C.**  
26 Broadway, Fl 8  
New York, NY 10004  
Tel: (212) 599-0700

*Attorneys for Plaintiffs*